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8 Attorneys for Plaintiff Albert James Burleson, Jr.

9
10 UNITED STATES DISTRICT COURT
11 NORTHERN DISTRICT OF CALIFORNIA

12 ALBERT JAMES BURLESON,
13 JUNIOR,

14 Plaintiff,

15 v.

16 SAN FRANCISCO BAY AREA
17 RAPID TRANSIT DISTRICT (BART);
18 ET AL.

19 Defendants.

20 CASE NO. 3:14-cv-5462 VC

21 **STIPULATED REQUEST FOR AN
22 ORDER REASSIGNING
23 SETTLEMENT JUDGE
24 AND ORDER**

25 This matter was randomly referred to Magistrate Judge Kandis A. Westmore for
26 settlement on February 26, 2015. The parties had agreed on Magistrate Judge Laurel
27 Beeler for settlement, and intended to so specify in their joint Case Management
28 Conference statement which is due on March 6, 2015, and in the ADR telephone
29 conference currently scheduled for March 9. There have been no settlement proceedings
30 to date.

31 STIPULATED REQU. FOR ORDER REASSIGNING SETTLMNT JUDGE, and PROPOSED ORDER
32 *Burleson v. BART, et al., Case No. 3:14-cv-5462 VC* 1

1 THEREFORE, the parties jointly request that settlement proceedings in this matter
2 be reassigned to Magistrate Judge Beeler, and any settlement conference scheduled by
3 Judge Westmore prior to the court executing the attached proposed order be vacated. The
4 parties also respectfully request 90 days rather than 60 days to complete the settlement
5 conference, in order to allow enough time for initial basic discovery prior to the
6 settlement conference.

7 IT IS SO STIPULATED.

8 Dated: February 27, 2015

/S/

9 RACHEL LEDERMAN
Attorney for plaintiff
10 ALBERT JAMES BURLESON, JUNIOR

11 BARBARA J. PARKER, City Attorney

12 /S/
DAVID A. PEREDA, Deputy City Attorney

13 Attorney for defendants BRENTON LOWE and
FRANK LOWE

14 ALLEN, GLAESNER, HAZELWOOD & WERTH,
LLP

15 /S/
DALE L. ALLEN, JR.

16 Attorneys for defendants SAN FRANCISCO BAY
AREA RAPID TRANSIT DISTRICT, OFFICER
17 DARNELL BUSSEY, and BART POLICE CHIEF
KENTON RAINES

1 **[PROPOSED] ORDER**

2 Pursuant to stipulation, and good cause appearing, the court vacates any settlement
3 conference currently scheduled and refers the matter for a settlement conference wthih
4 Magistrate Judge Beeler within 90 days or on such date as Magistrate Judge Beeler may
5 set.

6 IT IS SO ORDERED.

7 Dated: March 2, 2015



8
9 Honorable Vince Chhabria
United States District Judge